

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CR No. 05-1849 JH

DANA JARVIS,

Defendant.

NOTICE OF NON-AVAILABILITY

Joe M. Romero, Jr., co-counsel for Defendant, hereby gives notice of his non-availability from Monday, December 17, 2007 until Monday, January 5, 2009. Undersigned counsel is a reserve officer in the New Mexico Army National Guard, and is scheduled for a twelve (12) month overseas military deployment during the aforementioned time period.

Respectfully submitted,

By:

Joe M. Romero, Jr.
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I hereby certify that a copy of the foregoing pleading was mailed to opposing counsel this 10th day of September, 2007.

Joe M. Romero, Jr.